

CHAPTER 184

COSTS OF DRAINAGE IMPROVEMENTS IN RAILROAD RIGHTS-OF-WAY

H.F. 343

AN ACT providing for the collection of moneys by a county board of supervisors arising out of the construction of a drainage improvement within a railroad right-of-way.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 468.112, Code 1999, is amended to read as follows:
468.112 CONSTRUCTION WHEN COMPANY REFUSES.

If ~~the a~~ railroad company ~~shall fail, neglect, or refuse to~~ does not comply with ~~said a~~ notice provided in section 468.109, the board shall ~~cause the same to be done~~ provide for the construction of the improvement under the supervision of the engineer in charge of the improvement, ~~and such~~. The railroad company shall be liable for the cost ~~thereof to of the construction which shall~~ be collected by the county ~~for said on behalf of the~~ district in any court having jurisdiction. The court may award a prevailing county reasonable attorney fees incurred by the county, to be paid by the railroad company and taxed as part of the costs of the action.

Approved May 26, 1999

CHAPTER 185

ELECTRONIC MAIL TRANSMISSIONS — ADVERTISEMENTS

H.F. 448

AN ACT prohibiting the transmission of electronic mail which includes advertisements in certain circumstances and providing for monetary damages, criminal penalties, and other remedies.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. NEW SECTION. 714D.1 RESTRICTIONS ON USE OF ELECTRONIC MAIL — DAMAGES — EXCEPTIONS.

1. DEFINITIONS. For purposes of this section, unless the context otherwise requires:

a. "Advertisement" means an electronic mail message sent to a computer for the purpose of promoting real property, goods, or services for sale, lease, barter, or auction.

b. "Computer" means an electronic device that performs logical, arithmetical, and memory functions by manipulations of electronic or magnetic impulses, and includes all input, output, processing, storage, and communication facilities which are connected or related to the computer, including a computer network. As used in this paragraph, "computer" includes any central processing unit, front-end processing unit, miniprocessor, or microprocessor, and related peripheral equipment such as data storage devices, document scanners, data entry terminal controllers, and data terminal equipment and systems for computer networks.

c. "Computer network" means a set of related, remotely connected devices and communication facilities, including two or more computers with capability to transmit data among them through communication facilities.